



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(221)

CWP No. 23490 of 2016 (O&M)

Date of Decision : 02.12.2024

Narinder Kumar Sharma

...Petitioner

Versus

Punjab Agricultural University and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Chandee Singh, Advocate for the petitioner.

Mr. Sanjeev Sharma, Advocate for respondents No. 1 to 9.

Mr. Charanpreet Singh, Assistant Advocate General, Punjab.

Harsimran Singh Sethi J. (Oral)

In the present petition, the grievance being raised by the petitioner is that petitioner retired on attaining the age of superannuation on 31.08.2013 but his pensionary benefits were released after a delay, hence, the petitioner is entitled for the grant of interest on the said release of the pensionary benefits.

Upon notice of motion, the respondents have filed the reply, wherein, the respondents have stated that certain temporary advances were given to the petitioner but the same have not been accounted for upto the date of retirement. Learned counsel for the respondents submits that even after the retirement, the petitioner has been asked to give account of the temporary advances so that his pensionary benefits could be released and the details of the letter written to him have been mentioned in paragraph 7 of the reply but



the petitioner did not join to clear the advances and upon clearing of his advances later on, his benefits have been released, hence, the delay in release of the pensionary benefits is attributable to the petitioner and not the Department, hence, the question of grant of interest on the delayed release of the pensionary benefits is not admissible in the facts and circumstances of the present case.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

It is a conceded fact that temporary advances were given to the petitioner, which was required to be adjusted and the said temporary advances were given to him in the year 2006 and the petitioner failed to get the said advances adjusted upto the date of his retirement or even after the retirement as, the respondents have been asked the petitioner to come forward to adjust his advances so that his retiral dues could be released.

Once, the petitioner failed to get his temporary advances adjusted, it cannot be said that the delay in release of the pensionary benefits after the retirement of the petitioner is attributable to the respondents. Rather, the petitioner failed to get 'No Objection Certificate' before release of the pensionary benefits, hence, in the facts and circumstances of the present case, the grievance that the retiral benefits were delayed by the respondents and he is entitled to be compensated for interest, cannot be allowed.

No ground is made out for any interference by this Court in the present petition.

Dismissed.



Pending miscellaneous application, if any, also stands disposed
of.

December 02, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No